

RECOMMENDING COMMITTEE AGENDA
RECOMMENDING COMMITTEE MEETING OF: JANUARY 4, 2005

- CALL TO ORDER

MINUTES:

PRESENT: COUNCILWOMAN MONCRIEF and COUNCILMAN WEEKLY

Also Present: DEPUTY CITY MANAGER STEVE HOUCHENS, CHIEF DEPUTY CITY ATTORNEY VAL STEED, and ASSISTANT DEPUTY CITY CLERK VICKY DARLING

- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW

MINUTES:

City Clerk's Bulletin Board, City Hall Plaza, 2nd Floor Skybridge

Court Clerk's Office Bulletin Board, City Hall Plaza

Las Vegas Library, 833 Las Vegas Boulevard North

Clark County Government Center, 500 S. Grand Central Parkway

Grant Sawyer Building, 555 E. Washington Avenue

(4:06)

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AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: JANUARY 4, 2005

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2004-77 - ABEYANCE ITEM - Authorizes the granting of a distance-separation waiver for a tavern to be located within a regional mall. Sponsored by: Councilwoman Janet Moncrief

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The City's zoning regulations generally require a distance separation between taverns, but allow the distance separation requirement to be waived in certain limited circumstances. This bill would add another such circumstance, namely, when a proposed tavern will be located within a regional mall.

RECOMMENDATION:

HELD IN ABEYANCE to 1/4/2005 Recommending Committee meeting pursuant to the 12/14/2004 Recommending Committee.

First Reading – 12/1/2004; First Publication – N/A

BACKUP DOCUMENTATION:

1. Bill No. 2004-77
2. Submitted after final agenda - Protest letter from June Ingram and Pamela Stancliffe

MOTION:

COUNCILWOMAN MONCRIEF recommended Bill 2004-77 be stricken and forwarded to the Full Council with a recommendation to strike. COUNCILMAN WEEKLY concurred.

MINUTES:

COUNCILWOMAN MONCRIEF declared the Public Hearing open.

COUNCILWOMAN MONCRIEF explained that as a result of unresolved neighborhood concerns, she was recommending the bill be stricken.

TOM McGOWAN discussed with ROBERT GENZER, Director, Planning and Development Department, that the Fremont Street Experience would not qualify as a regional mall, although many of the criteria did match. The Fremont Street Experience is classified as a pedestrian mall and located in an area already exempt from distance separations. The Premium Outlet Mall would also not qualify as only a portion of it is enclosed. City staff would interpret this bill to apply only to the Meadows Mall. MR. McGOWAN expressed concern that the bill would open flood gates based on its wide applicability.

COUNCILWOMAN MONCRIEF declared the Public Hearing closed.

(4:06 - 4:08)

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RECOMMENDING COMMITTEE MEETING OF: JANUARY 4, 2005

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2004-82 - Expands the boundaries of the Live/Work Overlay District to include the East Fremont District, as identified in the Downtown Centennial Plan. Proposed by: Robert S. Genzer, Director of Planning and Development

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

In March of this year, the City Council adopted an ordinance to establish the Live/Work Overlay District. Subsequently, at its meeting of December 1, 2004, the Council adopted an ordinance to expand the Overlay District westward to include the Las Vegas Medical District and to allow medical office uses within the Overlay District. It has now been proposed to expand the Overlay District eastward to include the East Fremont District, as identified in the Downtown Centennial Plan. This bill will accomplish the change.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2004-82

MOTION:

COUNCILMAN WEEKLY recommended Bill 2004-82 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILWOMAN MONCRIEF concurred.

MINUTES:

COUNCILWOMAN MONCRIEF declared the Public Hearing open.

ROBERT GENZER, Director, Planning and Development Department, outlined that this will extend the live/work overlay district to include East Fremont to Boulder Highway. This is an area where there has been little redevelopment and the added development opportunity would benefit the area. Staff recommended do pass.

TOM McGOWAN discussed with MR. GENZER and CHIEF DEPUTY CITY ATTORNEY VAL STEED that zoning provisions allow for uses but do not mandate them. This bill would allow for development of a live/work option, but would not preclude other types of development. MR. McGOWAN noted that without some type of mandate in such development that could be enforced and monitored by the City, tenants would not be able to have equal access to the opportunity the bill would propose to provide. The City needs to further study this proposal to weigh constitutionality against equal opportunity. It would seem those who most need the opportunity could be blocked by a landlord's

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MINUTES - Continued:

opposition.

COUNCILWOMAN MONCRIEF declared the Public Hearing closed.

(4:08 - 4:15)

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AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: JANUARY 4, 2005

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2004-83 - Prohibits motorized vehicles on equestrian trails, multi-use trails, and other trails not intended for motorized vehicles. Sponsored by: Councilman Michael Mack

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

In accordance with planning documents that have been adopted by the City, equestrian trails, multi-use trails, and other types of trails are not intended for use by motorized vehicles. This bill will implement those plans by prohibiting the operation of motorized vehicles on these trails, except in certain limited circumstances.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2004-83

MOTION:

COUNCILMAN WEEKLY recommended Bill 2004-83 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILWOMAN MONCRIEF concurred.

MINUTES:

COUNCILWOMAN MONCRIEF declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY VAL STEED explained that the City adopted plans for both equestrian and multi-use trails which motor vehicles are not intended to utilized. This bill will prohibit motorized vehicles on the trails with exceptions for emergency vehicles, maintenance vehicles or motorized mobility impairment vehicles.

No one spoke in opposition.

COUNCILWOMAN MONCRIEF declared the Public Hearing closed.

(4:15 - 4:16)

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AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: JANUARY 4, 2005

CITIZENS PARTICIPATION: PUBLIC COMMENT DURING THIS PORTION OF THE AGENDA MUST BE LIMITED TO MATTERS WITHIN THE JURISDICTION OF THE COMMITTEE. NO SUBJECT MAY BE ACTED UPON BY THE COMMITTEE UNLESS THAT SUBJECT IS ON THE AGENDA AND IS SCHEDULED FOR ACTION. IF YOU WISH TO BE HEARD, COME TO THE PODIUM AND GIVE YOUR NAME FOR THE RECORD. THE AMOUNT OF DISCUSSION ON ANY SINGLE SUBJECT, AS WELL AS THE AMOUNT OF TIME ANY SINGLE SPEAKER IS ALLOWED, MAY BE LIMITED

MINUTES:

TOM McGOWAN thanked the Committee for the opportunity to participate the effective meetings held by this Committee and to have input into the system.

(4:16 - 4:17)

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THE MEETING ADJOURNED AT 4:17 P.M.

Respectfully submitted:

VICKY DARLING, ASSISTANT DEPUTY CITY CLERK
January 5, 2005